

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	No. 4:20-CR-00418-JAR (NAB)
)	
v.)	
)	
JAMES TIMOTHY NORMAN,)	
TERICA TANEISHA ELLIS, and)	
WAIEL REBHI YAGHNAM,)	
)	
Defendants.)	

**GOVERNMENT'S MOTION FOR PRETRIAL DETERMINATION OF
ADMISSIBILITY OF ARGUABLY SUPPRESSIBLE EVIDENCE AND
DISCLOSURE OF ARGUABLY SUPPRESSIBLE EVIDENCE
PURSUANT TO FEDERAL RULE OF CRIMINAL PROCEDURE 12(b)(4)**

COMES NOW the United States of America, by and through its attorneys, Jeffrey B. Jensen, United States Attorney for the Eastern District of Missouri, and Angie E. Danis and Gwendolyn E. Carroll, Assistant United States Attorneys for said District, and makes the following disclosures pursuant to Federal Rule of Criminal Procedure 12(b)(4):

At trial, the Government intends to use the evidence seized and statements made by the defendants during the events described below. This evidence and these statements are more fully set forth in investigative reports, which will be made available to the defendants and will be supplemented on an ongoing basis. In presenting this list of events to the defendants, the government in no way concedes that the defendants have standing to challenge each and every event listed.

The Government has not listed any records obtained by subpoena. It is the Government's position that these events are not subject to suppression. Additionally, the Government has *not*

included any evidence it would seek to admit at trial pursuant to Fed. R. Evid. 404(b). Any such evidence shall form the basis for written notice in advance of trial in conformity with the Federal Rules of Evidence and the local rules established by this Court.

In connection with this filing, the Government moves for pretrial determination of admissibility of arguably suppressible evidence.¹

<u>Date</u>	<u>Event/Item</u>	<u>Defendant(s)</u>	<u>Witness(es)</u>
March 22, 2016	State search warrant for records associated with (314) 240-2958	None	SLMPD Det. Roger Murphey
May 2, 2016	State search warrant for records associated with (314) 609-4415	Terica Taneisha Ellis	SLMPD Det. Roger Murphey
January 22, 2020	State Search Warrant for location detail records associated with (314) 609-4415 (20-070)	Terica Taneisha Ellis	SLMPD Det. David Rudolph
January 22, 2020	State Search Warrant for location detail records associated with (662) 408-5151 (20-068)	Terica Taneisha Ellis	SLMPD Det. David Rudolph
January 22, 2020	State Search Warrant for location detail records associated with (314) 607-8132 (20-069)	James Timothy Norman	SLMPD Det. David Rudolph
January 27, 2020	State Search Warrant for location detail records associated with (209) 822-0081 (20-083)	James Timothy Norman	SLMPD Det. David Rudolph
January 28, 2020	State Search Warrant for Gmail account tericaellis@gmail.com and alexusdagreat25@gmail.com (20-091)	Terica Taneisha Ellis	SLMPD Det. David Rudolph
March 12, 2020	Search Warrant for location detail records associated with (573) 263-6102 (4:20 MJ 6079 PLC)	James Timothy Norman	FBI SA Christopher Faber
March 12, 2020	Search Warrant for location detail records associated with (314) 502-7892 (4:20 MJ 6080 PLC)	None	FBI SA Christopher Faber
March 12, 2020	Search Warrant for Instagram accounts “Alexusdagreat” and “dremontgomery” (4:20 MJ 6081 PLC)	Terica Taneisha Ellis	FBI SA Christopher Faber

¹The listing of a potential witness or witnesses is not meant to be all-inclusive. As the date set for hearings approaches, the Government may add, substitute or delete witnesses for various reasons.

March 17, 2020	Search warrant for wallymillions@yahoo.com email account (4:20 MJ 67 DDN)	Waiel Rebhi Yagham	FBI SA Christopher Faber
March 17, 2020	Search warrant for wallybeamin@gmail.com email account (4:20 MJ 66 DDN)	Waiel Rebhi Yagham	FBI SA Christopher Faber
March 24, 2020	Search Warrant for iCloud account j.t.norman@icloud.com (4:20 MJ 5068 NAB)	James Timothy Norman	FBI SA Christopher Faber
April 9, 2020	Search warrant for iCloud account associated with tericaellis@gmail.com (4:20 MJ 93 DDN)	Terica Taneisha Ellis	FBI SA Christopher Faber
April 17, 2020	Search warrant for location detail information associated with (901) 691-3277 (4:20 MJ 7130 SPM)	None	FBI SA Christopher Faber
April 17, 2020	Search warrant for iCloud account associated with tim@thesweetiepies.com (4:20 MJ 7129)	James Timothy Norman	FBI SA Christopher Faber
May 6, 2020	Search warrant for the Instagram account “the_timnorman” (4:20 MJ 5098 NAB)	James Timothy Norman	FBI SA Christopher Faber
July 16, 2020	Pen Register/Trap-and-Trace associated with Instagram accounts “Alexusdagreat” and “dabeautytrap” and Facebook account “Terica.ellis” (4:20 MC 00497 PLC)	Terica Taneisha Ellis	FBI SA Christopher Faber
July 30, 2020	PLW for (901) 246-6378 (4:20 MJ 5141 NAB)	Terica Taneisha Ellis	FBI SA Christopher Faber
August 12, 2020	PLW for (209) 822-0081 (4:20 MJ 202 DDN)	James Timothy Norman	FBI SA Christopher Faber

As additional evidence is found, and as supplemental information comes to the government's attention, the government may choose not to use some evidence described, or to use evidence additional to that listed in these reports. If the government chooses to use additional evidence, a supplemental Rule 12(b)(4) notice, and/or a Notice of Intent to Seek the Admission of Evidence

Pursuant to Federal Rule of Criminal Procedure 404(b) will be filed.

Respectfully submitted,

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/s/ Angie E. Danis
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CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of August, 2020, I filed a true and correct copy of the foregoing electronically with the Clerk of the Court, to be served by way of the Court's electronic filing system upon the attorney for the defendant.

/s/ Angie E. Danis
ANGIE E. DANIS, #64805MO
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